ZONING CHANGE REVIEW SHEET



CASE NUMBER: C14H-2010-0010

HLC DATE: April 26, 2010 PC DATE: June 22, 2010

APPLICANTS: Karen and Bill Hertel, owners

HISTORIC NAME: Ruel Walker House

WATERSHED: Shoal Creek

ADDRESS OF PROPOSED ZONING CHANGE: 2419 Wooldridge Drive

ZONING FROM: SF-2 to SF-2-H

<u>SUMMARY STAFF RECOMMENDATION</u>: Staff recommends the proposed zoning change from family residence, standard lot (SF-2) district to family residence, standard lot – historic landmark (SF-2-H) combining district zoning.

HISTORIC LANDMARK COMMISSION ACTION: Recommended the proposed zoning change from family residence, standard lot (SF·2) district to family residence, standard lot – historic landmark (SF·2·H) combining district zoning. Vote: 4-2 (Arriaga and Limbacher opposed; Myers absent).

PLANNING COMMISSION ACTION:

<u>DEPARTMENT COMMENTS</u>: The house is beyond the bounds of the Comprehensive Cultural Resources Survey (1984).

CITY COUNCIL DATE: September 30, 2010

ACTION:

ORDINANCE READINGS: 1ST 2ND 3RD

ORDINANCE NUMBER:

CASE MANAGER: Steve Sadowsky

PHONE: 974-6454

NEIGHBORHOOD ORGANIZATION: Pemberton Heights Neighborhood Association

BASIS FOR RECOMMENDATION:

Architecture:

The ca. 1959 house is a one-story brick veneer house and an excellent example of midcentury Modern architecture, and was designed by the prominent Dallas architectural firm of Beran and Stelmire (Ed Beran and Overton Stelmire), who also designed many large buildings in Dallas, including the Loews Anatole Hotel, and restored the Adolphus Hotel in Dallas. The Ruel Walker House is believed to be the only Beran and Stelmire deign in Austin, and features blank walls in the front and expanses of glass opening onto a courtyard and back yard.

Historical Associations:

The house was built in 1959 for Judge Ruel C. Walker and his wife Virginia. Ruel Walker was originally from Cleburne, Texas, and was the son of William and Nette Walker. Both William and Nette had been born in Kentucky; William Walker was an attorney in Cleburne. The 1910, 1920, and 1930 U.S. Census reports show the family living in Cleburne and William Walker is listed as an attorney. The 1930 U.S. Census shows Ruel Walker as their unmarried 20-year old son; he had no occupation listed in the census report.

Ruel Walker attended Austin College in Sherman, Texas, and graduated from the University of Texas at Austin in 1931. He went on to the U.T. Law School, where he served as editor in chief of the Texas Law Review, and graduated with highest honors in 1934. After serving as a legal investigator for Attorney General James Allred, Ruel returned to Cleburne, where he practiced law with his father and uncle for the next 18 years. In 1954, Governor Allan Shivers appointed Ruel Walker to the Texas Supreme Court, where he was noted for his scholarly opinions and served as the Court's authority on matters of civil procedure. He and his family moved to Austin in 1955, first renting a house at 1504 Westover Road. The Walkers purchased this property in 1956. They hired Dallas architects Beran and Stelmire to design this house, which was completed in 1959. Walker served as an associate justice on the Supreme Court until his retirement in 1976. He also served as the Chairman of the Texas Commission on Higher Education. He died in Austin in 1998.

PARCEL NO.: 01150108310000

<u>LEGAL DESCRIPTION</u>: The Northeast 94.27 feet x 233 feet of Lot 1, Block 18, Pemberton Heights, Section 1.

ESTIMATED ANNUAL TAX ABATEMENT: \$12,379 (owner-occupied); city portion: \$2,260 (capped).

APPRAISED VALUE: \$1,073,995

PRESENT USE: Residence

CONDITION: Excellent.

PRESENT OWNERS: Karen and Bill Hertel

DATE BUILT: ca. 1959

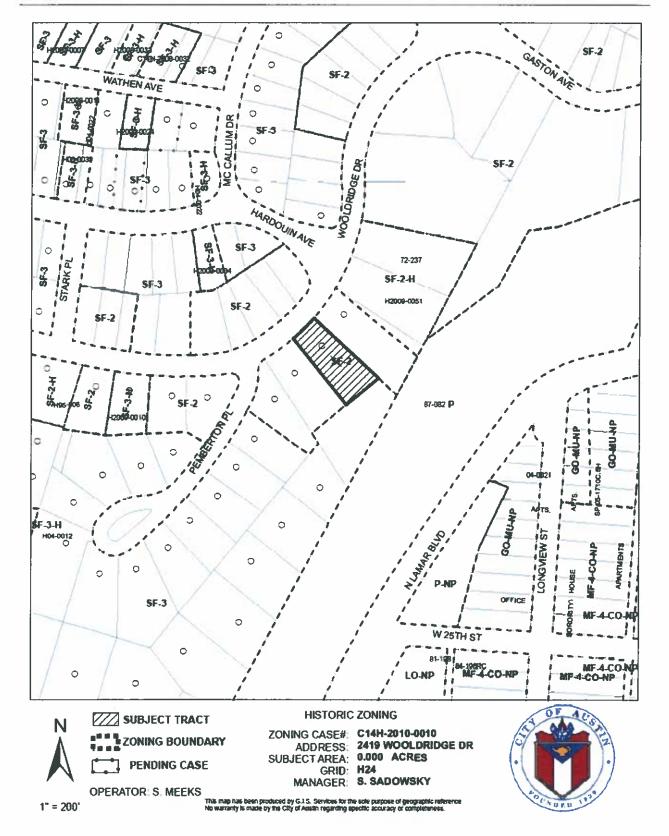
<u>ALTERATIONS/ADDITIONS</u>: A one-story addition was made to the back of the house in 2004; it extends the rear ell roofline and matches the rest of the house in terms of scale, massing, and materials.

ORIGINAL OWNER(S): Judge Ruel C. and Virginia Walker (1959)

OTHER HISTORICAL DESIGNATIONS: None.







of solver

A. APPLICATION FOR HISTORIC ZONING

PROJECT INFORMATION:				#1041144
	DEP	ARTMENTAL USE ON	LY	
APPLICATION DATE: TENTATIVE HLC DATE: TENTATIVE PC or ZAP DAT TENTATIVE CC DATE: CASE MANAGER: APPLICATION ACCEPTED	E.		FILE NUMBER(S): CIC CITY INITIATED: YES/NO ROLLBACK: YES/NO	10
BASIC PROJECT DATA:				
LOCATED	RESS (or Range): O 3 CO RESS CANNOT BE DE	24/9 Weel 24/9 Weel UNTY I ray, FFINED ABOVE: EET ALONG THE N. ((ROAD NAME)	drile	SIDE OF
I. ACRES	(OR)	SQ.FT		
EXISTING EXISTING USE ST - 3 Resi	NG TRACT#	ACRES/SQ. FT	PROPOSED USE Residence	PROPOSED ZONING SF-3-4
ELATED CURRENT CASES	:			
. ACTIVE ZONING CASE? . RESTRICTIVE COVENAN' . SUBDIVISION? . SITE PLAN?	(YES (NO)) 17 (YES (NO)) (YES (NO)) (YES (NO))	FILE NUMBER: _		

Revised February 15, 2005

SCANNED 7

		RENCE OR METES AND BOUNDS):
10a. SUBDIVISION F	REFERENCE: Name: 10	mberon Heights Section 1
Block(s)	18	Lol(s) NE 91, 27 18233 A Outlot(s) Page () of Let
Number		
		f certified field notes if subdivision reference is not available or
zoning ir	ncludes partial lots)	
DEED REFERENCE C	ONVEYING PROPERTY TO	PRESENT DWNER AND TAX PARCEL LD.:
11. VOLUME	PAGE:	TAX PARCEL I.D. NO. 0/150/083/0000
OTHER PROVISIONS:		
TYPE OF COM	IBINING DIST/OVERLAY ZO	TRICT / OVERLAY ZONE? YES (NO) DNE (NCCD,NP, etc)
13. LOCATED IN A LO	CAL OR NATIONAL REGIS	ITER HISTORIC DISTRICT? (YES NO UIRED IF BASE ZONING IS NOT CHANGING)
TRIPS PER DAY:	_	
TRAFFIC SERIAL ZO	NE(S):	
OWNERSHIP TYPE:		
15. V SOLE CO	DMMUNITY PROPERTY	PARTNERSHIPCORPORATIONTRUST
-		
f ownership is other tha	n sole or community propert	y, list individuals/partners/principals below or attach separate sheet.
OWNER INFORMATION	4.	
SIGNATURE SOL	INFORMATION	NAME: Karen & Bill Hertel TELEPHONE NUMBER: 477-4/11
STREET ADDRESS:	1419 Woolfing	TELEPHONE NUMBER. 777-711
CITY:	STATE	Le ZIP CODE 78703
EMAIL ADDRESS	Karenhertel &	Shaqlabal-net
GENT INFORMATION	(IF APPLICABLE):	
7. AGENT CONTACT	NFORMATION	Sugar No. 1/2
SIGNATURE: 21	Cic Peseench K	NAME: DIZANNE DE AVENCE CACCESTA DOS TELEPHONE NUMBER: 512-422-29
TREET ADDRESS	8502 Harris	B) vd.
CITY: Hustin	<u> </u>	
CONTACT PERSON:	WZanne DE	inde com net
EPARTMENTAL USE	ONLY:	
evised February 15, 200	15	SCANNED ,
GARGE LEGITORIA IN TO	<i>10</i>	

D. SUBMITTAL VERIFICATION AND INSPECTION AUTHORIZATION

SUBMITTAL VERICATION

My signature attests to the fact that the attached application package is complete and accurate to the best of my knowledge. I understand that proper City staff review of this application is dependent upon the accuracy of the information provided and that any inaccurate or inadequate information provided by me/my firm/etc., may detay the proper review of

PLEASE TYPE OR PRINT NAME BEL	OW SIGNATURE AND
INDICATE FIRM REPRESENTED, IF API	
8 Denderik	3-10-10
Signature	7 Date
Suzanne Dead	erick
Name (Typed or Printed)	1 1
Historic Research	Represent
Flor (d and line bla)	c / / (C/2) E South
Firm (if applicable)	· · · · ·
ECTION AUTHORIZATION	
e authorizes staff to visit and inspect the	property for which this

INSPI

As owner or authorized agent, my signature application is being submitted.

PLEASE TYPE OR PRINT NAME BELOW INDICATE FIRM REPRESENTED IF APPLI	ICABLE.
- Your Witte	3.11.10
Signature Karen Hertel	Date
Name (Typed or Printed)	
Firm (If applicable)	44-4-4

SCANNED

E. ACKNOWLEDGMENT FORM

concerning Subdivision Plat Notes, Deed Restrictions, Restrictive Covenants and / or Zoning Conditional Overlays

, Zoning Conditional Ov	renays
1, Suzanne Deaderick have cherestrictions. (Print name of applicant)	cked for subdivision plat notes, deed
restrictive covenants and/or zoning conditional overlays prohibit development restrictions i.e. height, access, screening etc. on this particular to the second sec	iting certain uses and/or requiring certain property, located at
If a conflict should result with the request I am submitting to the	City of Austin due to subdivision also nates
deed restrictions, restrictive covenants and/or zoning conditional or it. I also acknowledge that I understand the implications of use result of a subdivision plat notes, deed restrictions, restrictive cover	verlays it will be my responsibility to resolve and/or development restrictions that are a
I understand that if requested, I must provide copies of any and a restrictive covenants and/or zoning conditional overlay information of the covenants.	all subdivision plat notes, deed restrictions, which may apply to this property.
SDenderick	3-10-10
(Applicant's signature)	(Date)

TAX CERTIFICATE Nelda Wells Spears Tra. County Tax Assessor-Colictor P.O. Box 1748 Austin, Texas 78767 (512) 854-9473

ACCOUNT NUMBER: 01-1501-0831-0000 PROPERTY OWNER: PROPERTY DESCRIPTION: HERTEL WILLIAM F & KAREN F 8500 BLUFFSTONE CV AUSTIN, TX 78759-7808 NE 94.27 FT X 233 FT OF LOT 1 BLK 18 PEMBERTON HEIGHTS SEC 1 .0000 MIN% .00000000000 TYPE ACRES SITUS INFORMATION: 2419 WOOLDRIDGE This is to certify that after a careful check of tax records of this office, the following taxes, delinquent taxes, penalties and interests are due on the described property of the following tax unit(s): YEAR ENTITY
2009 AUSTIN ISD
CITY OF AUSTIN (TRAV)
TRAVIS COUNTY
TRAVIS COUNTY HEALTHCARE DISTRICT
ACC (TRAVIS) TOTAL *ALL PAID* *ALL PAID* *ALL PAID* TOTAL SEQUENCE *ALL PAID* TOTAL TAX: UNPAID FEES: INTEREST ON FEES: COMMISSION: *ALL PAID*
* NONE * * NONE * TOTAL DUB ==> KBS PAID FOR YEAR 2009 \$22,456.01 ALL TAXES PAID IN FULL PRIOR TO AND INCLUDING THE YEAR 2009 EXCEPT FOR UNPAID YEARS LISTED ABOVE.
The above described property may be subject to special valuation based on its use, and additional follback taxes may become due. (Section 23.55, State Property Tax Code).
Pursuant to Section 31.08 of the State Property Tax Code, there is a fee of \$10.00 for all Tax Certificates. GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS DATE OF 03/10/2010 Nelda Wells Spears Tax Assessor-Collector

BECKS printed on 03/10/2010 @ 08:57:29:29

Fee Paid: \$10.00

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SCANNED

Deed Chronology 2419 Wooldridge

Transaction	Volume/Page	Date
Austin Development Company to Otis Nichols & Will E. Watt Lot 1, Block 18	413/7	11-28-27
Otis Nichols & Will E. Watt to E.H. Perry Lot 1, Block 18	906/361	4-28-48
E.H. Perry to O.A. & Edith Willhoite A portion of Lot 1, Block 18	1067/181	6-27-50
O.A. & Edith Willhoite to Ruel C. & Virginia S. Walker A portion of Lot 1, Block 18	1706/7	6-26-56
Ruel C. Walker to Trustees of Virginia S. Walker		12-17-99
Virginia S. Walker Trust to William P. & Karen Hertel		2-19-2004

Chronological Listing of Owners/Occupants 2419 Wooldridge

City Directory Research March, 2010

1960-69

Ruel C. Walker (wife Virginia)-owners

State Supreme Court Justice

Note: Ruel C. Walker, Jr.-student @ this residence Note: Ruel Walker listel @ 1504 Westover 1955-59

1970-77

Ruel C. Walker (wife Virginia)-owners

State Supreme Court Justice

1979-98

Ruel C. Walker (wife Virginia)-Retired

1999-2003

Virginia Walker

2004-present

Bill & Karen Hertel

Biography of Ruel Carlile Walker

- Born February 26, 1910 in Cleburne, Texas
- · Attended Austin College in Sherman, Texas where he was a cheerleader
- Named a Distinguished Alumnus and awarded an honorary doctorate in 1976
- Received a B.A. degree, summa cum laude, from U.T. Austin in 1931
- · Received LL.B. in 1934 from U.T. Law School, with highest honors
- His class notes and course outlines were used by law students at U.T. for several generations
 after he graduated
- At U.T., was a track manager, member of Delta Kappa Epsilon, Order of the Coif, Chancellors, and Friars
- Editor in chief of the Texas Law Review
- Served as legal investigator for Attorney General James V. Allred
- Practiced law in Cleburne with his father's and uncle's law firm
- In Cleburne, served as chairman of the Cleburne School Board, chairman of the Board of Stewards of the First Methodist Church, president of the Rotary Club, chairman of the county Democratic Party, and member of the State Democratic Executive Committee
- During WWII, served in Washington, D.C. as a second lieutenant in the U.S. Navy
- Chairman of the Texas Commission on Higher Education
- · Appointed to the Texas Supreme Court in 1954 by Governor allan Shivers
- Named in Who's Who in the South and Southwest, 1961-2
- Served on the court for 22 years until his retirement in 1976
- Died May 9, 1998 at the age of 88 and is buried in the Texas State Cemetery

Biography of Virginia Sansom Walker

- · Born May 13, 1912 and grew up in Plainview, Texas
- Attended the College of Industrial Arts (now Texas Women's University in Denton) before coming to the U.T.
- Was a dedicated member of the Settlement Home, the State Official Ladies' Club, the Art Club of Austin, the P.E.O., University Methodist and Presbyterian Churches, Meals on
- · Participated in Meals on Wheels and served as a docent for the Huntington Art Gallery
- Served on boards of community organizations, including YWCA, the Wesley Foundation, and Laguna Gloria Art Museum

- Since the age of 16 (in 1928) began designing Christmas cards for her friends and family.
 Many of these are on file in the AHC.
- · Was very artistic and designed jewelry
- She and Ruel had three children, Virginia Carmichael, Sara Beth Peacock, & William Ruel Walker, Jr.
- Designed a seating area in the shape of a star at the Capital as part of the State Official Ladies' Club. The seating area has since been removed but a plaque remains.
- Died on July 3, 2005 and is buried in the Texas State Cemetery

Biography of Bill and Karen Hertel

- Karen Flesher Hertel was raised in Vernon, Texas. She graduated from T.C.U., where she
 met her husband, Bill. Bill Hertel came to T.C.U. from Cleveland, Ohio.
- The Hertels moved to Austin in 1979 and have two children, Chapin and Landon. Bill is the owner of Hertel Insurors Group, and Karen has been an active community volunteer for many years.

AF - BIOGRAPHY - Welker, Ruel Carlile

Born: Cleburne, Tex. Feb. 26, 1910
Farnets: *illiam Ruel and Nette Trte(Baker)
Karried: *irginia Sansos, 'prl 20, 1935; children--Virginia Anne.
Sarah Dizabet:, villiam Ruel

Student Austin Coll,, 1927-9
BA U of T., 1931; LLB 1934
Admitted to Tex. bar, 1934
Legal in vestigator Office of itty. Sen. Fex., 1934
Gen. Civil law practice, partner Walker and Daker, Cleburne 1934-43, 46-54
State actioning itty., OPA., 1943-4; asso. Justice Supreme Court Jex. 1954--Served with USSR., 1944-6
Mem. Am.&Tex. ber assns.
Am. Judicature Goc.
Order of Coif, Thi Beta appa, Thi Delta Thi, Delta Papa spailon
Democrat
Methodist

Office Rox, J. Sepitol Station aken from: Who's Who in the South and So uthwest, 1961-2.

Ruel Carlile Walker (1910-1998)



Associate Justice, Texas Supreme Court, 1954-1975

Ruel Carlile Walker was born February 26, 1910 in Cleburne, Johnson County, Texas. His parents had come to Texas from Kentucky, and his father practiced law in Cleburne. Walker attended public schools in Cleburne and began his college studies at Austin College in Sherman, Texas, where he was a cheerleader. Two years later he transferred to The University of Texas at Austin, where he earned a B.A.

degree in 1931 and then entered The University of Texas Law School, earning an LL.B. in 1934. He earned both degrees with highest honors and served as editor-in-chief of the Texas Law Review.

Following law school, Walker was a legal investigator for Texas attorney general James V. Allred before returning to Cleburne, where he joined Walker and Baker, the law firm of his father and uncle. A cousin also later joined the family firm. Walker was married in 1935, and he and his wife had three children. He became active in civic affairs and served as chairman of the local school board for fourteen years, chaired the Johnson County Democratic party, and was a member of the Texas Democratic executive committee. During the Second World War, he served as a second lieutenant in the U.S. Navy and was stationed in Washington, DC.

Ruel C. Walker was appointed an associate justice of the Texas Supreme Court in 1954 by Gov. Allan Shivers to fill the vacancy left when Graham B. Smedley died. He was elected to the position in the November election and reelected in 1958, 1964, and 1970. Walker was highly regarded by his peers on the court for his scholarly, well organized, and well written opinions, for his contributions to improving rules of civil procedure, and for his abilities to bring opposing factions together to create strong majority opinions. He retired from the court in 1975 after twenty-one years of service.

Walker also served as a member of the Texas Commission of Higher Education, now the Texas Higher Education Coordinating Board. He died May 9, 1998 at the age of eighty-eight and was buried in the Texas State Cemetery in Austin.

Dec 1954

Ruel C. Walker Is New Supreme Court Associate Justice

Ruel C. Walker, 44-year-old Cleburne attorney, is the new Assoclate Justice of the Supreme Court.

Justice Walker was appointed by Governor Allan Shivers to succeed the late Justice Graham B. Smedley. Then the Democratic State Convention nominated him for the post, and he was duly elected in the November 2nd election.

He recently resigned as chairman of the Texas Commission on Higher Education to accept this appointment.

A graduate of the University of Texas School of Law, Justice



Walker was a member of Phi Beta Kappa, honorary scholarship while in school. Prior to attending The University, he attended Austin Coilege in Sherman.

Justice Walker served in the Attorney General's Office before a term of service in the Navy in 1944-45. After World War II, he returned to Cleburne to enter into law partnership with his father, William H. Walker, and Willard Baker.

Mrs. Walker and the children plan to remain in Cleburne until the Christmas break in the school term. Then they will join Justice Walker here in Austin to make their home.

Judge Announces

For Second Term

Judge Walker was president of the Cleburne school boards Austin Student Cited At Brown University

William Ruel Walker, 2419
Wookhidge Dr., has been
named honorary marshal at
Brown University in
Providence, R.L.

A graduate of Stephen F. Airstin High School, Walker is one of 20 incoming freshmen benored "in recognition of outstanding personal contributions to his school and community "Austry Francismas

Judge Walker Outstanding During Student Days Here

State Judge To Receive

High Honor

Judge Ruel C. Walter,

percent of the Surgeon Court of Texas, will

retrieve the 1970 Austin College

phothing panel Alumina award at

correspondent 5 at und a y in

sharman to the Austin

College Calair of 1811, Judge

Walter received academic and

Walker received academic and lawidesines from the University of Texas. He was admitted to the Bar in 1934 and served for a time as Attorney General of

Texas.

In 1884, he was appointed to
the Supreme Court of Texas and
has been re-elected for two sixyear terms without opposition.

Walker has been

Pulips Walker has been projident of the Board of Trustees in Cleburne, chairman of the Interim (Texas Commission on Higher Education, manufer of the Committee of 75 at UT and a member of the Committee of 50 at Southern Methodist University.

By CECILY SCHWARTE
Total Flight Writer
The development of the University of Taxas is "magof the glorious stories of schleverpent in Taxas history," said Ruel C-Walker, Associate Justice of the Texas Survey. preme Court. He feels that the University has done an excellent job of meeting the needs of a breinen-scholer increase in surplinant while the state of the court in as it has.

Judge Walker, Phi Beta Kappa and an honor graduate of the Uniand an honor graduate of the Uni-versity Law School/Heald be happiest recensed of his col-late Syears that appearational have." These years were viry ac-tive as well as happy ones for him. He was editor of the Tays.

Law, Review, president of his class, and a member of the Friars, Chancelloff, and the Order of the Coif. His pocial fraismit is Delta Kappa Ending and the Coif. His pocial fraismit is Delta Kappa Ending and the Coif. His pocial fraismit decided to follow this projection when he effected the University in 122 he succeed economically his project maid. Upon this in country into a program to prove the required in that field of study, and changed in that field of study, and changed this major to oristudy and changed his major to some major to some major his sense of the legislation of the sense of the legislation has been sense. Interest in stiplent government

and political issues was high dur-ing Judge Walker's time at the University. He recalls that the stu-dents were constantly organizing themselves into groups for various purposes, Judge Walker feels that student government and political campaigning is 'training for, citi-zership' and therefore is a highly 'miportant aspectforthinventry life. He observed that pain, people that later want imp 'politics' regarded their training in stident governmant.

their training in stident government.

After receiving his law degree in 1934, Judge Wallier servedies state send investigator, which he described has "adding as Typeral flunky first the Assistant Attorney General," before astilitishing a law practice in Cleburne, Gevennor Shivers appleinted Judget Walter to the Supreme Court in September 1954, and he was elected to this post the following November.

Active in the field of education, Judge's Walter was a member of the "Cleburne Board of School Prusteers fife thirteen years. He headed Governor Shivers' study on higher education which resulted in the present State Commission on Higher Education.

Judge Walter will deliver the keynote address today at the opening convocation, of the observance of the University's 15th Absilversary. His speech will deal with the lighter and achievement of the desirance of the stature and achievement of the desirance of the lighter and achievements of the desirance of the lighter and achievements of the desirance of the desirance of the desirance and achievements an

sary. His speech will deal with the history and achievements of the University over the past 75 years; which he says, are inseparably linked with the history of the state

Saily Teyar





New Associate Justice's Family Busy Settling Into Home Life Routine Here By Lois hale galven Now that his wife, two teemage daughters and young som have joined him here. Judge Ruel C. Walker can call Amain howse. The judge came here from Cleburna Oct. 13 to assume his duties as anaciste justice of the Texas Suprema Court. And, of course, his family was here at that time to winces the induction correspony which took place in the presence of Governar Allan Shivers and the children, Virginia, 15, Sara Beth, 13, and William Ruel Walker II, 6, returned to their home in Cichura to their home in Cichura to their home in Cichura to the course back to Amatin Feb. 1 to stay. Varied Rmetiens 1, 1 to Cichurin Walker were active in many committed mile in the stay. Varied Rmetiens 1, 1 to charmony Jara. Valler and the children, Virginia, 15, Sara Beth, 13, and William Ruel Walker II, 6, returned to their home in Cichura to the stay. Varied Rmetiens 1, 1 to charmony Jara. Valler mode of the mile mide my committed mile mide my committed to the fine of the last of the mide my committed to the mide of the last of the mide my committed to the stay. Varied Rmetiens 1, 1 to charmony Jara. Valler mode of the mide my committed to the mide of the last of the mide my committed to the mide of the last of the mide my committed to the mide of the last of the mide my committed to the mide of the mide of the mide my committed to the mide of the mide

ing a homey, two-story, eight reom home in which life centered around a family room just off the kitchen. And, giving up, temperarily at

One of the important problems, of course, was a house to live in.

The solution to this problem came;

for th Walkers through a long distance call from Dr. C. T. Mc-Curmick's wite offering them their home during the six months she and her husband are out of the city. He is on leave of absunce from the University of Texas where he is a professor of law.

Thou sattled comfortably in the McCarmick home at 1416 Gaston

see over

BIOGRAPHY - Walker, Kuel (Walker, Virginia (Sansom)



NEW SUPREME COURT JUSTICE BUEL C. WALKER'S FAMILY Virginia (left), Mrs. Walker, W. Ruel II and Sara Beth.

Texas' Tests of Character Come Too Late

By RUEL C. WALKER, Chairman Committee on Legal Education and Admissions

The legal profession was one of the first to restrict admission to its ranks, but until recent years neither lawyer nor layman has shown any great interest in the standards for admission to the bar as the meth-

od of improving the personnel. Although a restricted membership in other professions has long been recognized as proper and in the interest of society, it has been argued that any iimitation of the fundamental "right" to become a lawyer is not democratic and therefore not in accord with the principles of American government. The entire profession, however, suffers a disproportionate loss of prestige because of the conduct of a comparatively small group of unworthy individuals who have been admitted

A great deal of time and thought has been devoted to the educational requirements for admission to the bar. Notable progress has been made in that field, and those who have spent much of their time in endeavoring to better these requirements are to be highly commended for their efforts. But students of the subject feel that neither sufficient time nor thought has been devoted to ways and means of selecting only persons of character for admission to the bar. No one would seriously contend that legal education is sufficent or that the character of an applicant is not of great consequence, but the inherent difficulty of accurate character analysis has made progress in that field extremely slow. Yet the importance of being able to assure the public that the holder of a license to practice law is of good character demands that every effort be made to bring this about.

The statutes of Texas recognize that the

profession should be restricted to men and women of the highest integrity, and the Supreme Court is authorized to make rules to insure "good moral character on the part of each candidate for license."

(Tex. Rev. Civ. Stat. (1925), Art. 306.) Pursuant to the authority thus conferred. the Supreme Court has prescribed that the applicant shall present "a certificate signed by the President and Secretary of his local bar organization, showing that the Committee on Bar Candidates of such organization . . . has made a careful examination of applicant's character and reputation for honorable deportment, and has found them good." Nonresident attorneys who apply for admission to the bar "must present satisfactory evidence of good moral



"Responsibility rests on local

character."

Theoretically, a scrupulous application of the foregoing rules would result in the elimination of any applicant unworthy to become a lawyer, but the local committees are vested with an unlimited discretion as to what constitutes a "careful examination." The committees in some of the larger cities conscientiously attempt to investigate the applicant's character. and their methods and work are to be commended and should be made available to the committees in the smaller towns. The great majority of the candidates, however, are strangers to all of the members of the committee, and the investigation is necessarily mechanical. In the more sparsely populated counties, a character committee composed of lawyers of long practice will have an acquaintance with most of the applicants for admission, but all too often the work of the committee is entirely perfunctory. The applicant is

rarely required to answer a questionnaire, in many instances he does not appear .ore the committee. Although it is impossible to reduce character investigation to an exact science, it would seem that the procedure should be prescribed as far as possible to the end that it might be uniform throughout the state.

Dean Young B. Smith of Columbia University Law School has been quoted as follows:

"Justice is so dependent upon the efficiency and honesty of those who administer it, that changes in legal rules and in methods of administration will accomplish little unless membership in the bar is restricted to men of high ideals, ability and integrity. . . The time to eliminate the unfit is before they begin their professional training. Any other procedure is not only wasteful but inhuman."

Under the Texas system, the question of the applicant's character is not raised until he is ready for the bar examination. After attending grammar school, high school, and college, and after the completion of his legal training, the student is notified that he must obtain a character

ificate from his local bar association. The work of the committee is thus performed when there is little opportunity for character observation and analysis. Such procedure is unfair to the candidate, because it contemplates his rejection after he has devoted a considerable portion of his time and money to legal education. It places an almost impossible burden upon the committee, because any committee would hesitate to deny the right to practice law to a person who had met all educational requirements and was ready for the bar examination, unless he had been guilty of some positive misconduct. Even if some undesirable qualities are discovered by the committee, perhaps it will recommend the applicant because it seems unfair to prevent his admission at that late hour.

The functions of the character and fitness committee are educational as well as inquisitional. In addition to investigating the character and fitness of the applicant, it should assist him to acquire a knowledge of the duties and obligations of a member of the profession. It has been a sested that registration with the commitmee and a preliminary character examination be required of each candidate at the

time of his declaration of intention to study law. At that time the committee would feel free to reject any applicant whom they believed unworthy, and the candidate would have an opportunity to take up another occupation. Throughout the period of his legal education, the individual would be conscious of the fact that he is an applicant for admission to the bar and that he must meet certain character standards as well as fulfill the educational requirements. The committee, on the other hand, is given a period of several years in which to observe the applicant, gather and study information, and finally form an intelligent opinion as to his character. It also has an opportunity to encourage the pursuit of higher educational requirements before applying for admission.

Another suggestion which has received considerable support is that each applicant, upon commencing the study of law, be assigned to a sponsor in the locality in which he lives in order that he may have the benefit of advice and suggestions from an active practitioner during his course of law study. In Pennsylvania, where such a plan has been in operation for a number of years, the duties of the sponsor are defined as follows:

"During the entire period between registration and taking the final examination, while attending law school, the student is required to keep in touch, by correspondence or otherwise, with his preceptor. The preceptor assumes the responsibility of vouching for the student at the beginning; of helping him to understand the ethics, duties, responsibilities, and temptations of the profession; of endeavoring to develop in the student a high standard of character; of having him serve a clerkship of six months or more in his office; and of certifying, at the end, what he knows of his character and fitness to become a creditable member of the bar."

Other suggestions include the adoption of a standard form of questionnaire, conferring upon the committee power to cause oaths to be administered and witnesses subpoensed, personal interviews with all applicants, setting up machinery for the investigation of applicants when the questionnaire or interviews show that further information is needed, and use of the reports of the National Conference of

(Continued on Page 200)

TESTS OF CHARACTER-

(Continued from Page 178)

Bar Examiners in the case of non-resident attorneys.

No system of character investigation can be perfect in its operation, and we must not hesitate to try a more efficient plan merely because it will not be infallible. The use of improved methods is not, however, a substitute for conscientious work by a capable committee. The responsibility for the effective operation of the Texas system, or any other plan, rests upon the local character committees. It is incumbent upon these committees to pursue their investigations with a full realization of their obligations to the public and to the bar. The issuance of a license to practice law should be "evidence of good character, and fair capacity and real attainment and proficiency in the knowledge of law." (Tex. Rev. Civ. Stat. (1925), Art. 306.) We may be sure that the lawyer will regain his rightful place in society when the public knows that only people of highest integrity, equipped by education and experience, are admitted to the bar.

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By JOH FORD

State Supreme Court effective September 28 and Uvaide District Judge Ross E. Doughty was named to succeed him. Ruel C. Watter revealed Tuesday to in-resigning from the

bometown triand. Des publicly declared his plans to retire Walker. 66, has been a Medical Inflor App. is the contemplated move privately for months page within a few hours after Walley

Dunghty: 25: has activid as itselfer hidge-slace 1986, and had been Uvalde Causty attorney and 28th District attorney earlier et 65 to appure maximum benefits. The Judicial recirement system encourages retirement of judges

County judge from 1851 to 1862. district judge will be Jack Woodley, 40, of Sabissi, a Uvalde Briticoe said for accepted the resignation "with regret." justice of the high court. His service dates back 21 years Bripcor size amounced Despity's replacement as and Watter's term extends-through 1978. He is senior associate

> the delight presistent fram bode of minutes a HONE LINES D. RE

Under a president of the proposal pathenry extent, the Supreme Court and Court of Criminal Appeals will be merged tate a 14-judge tribe they state, to

As a pitter becomes vacatal, no replace the of the Supreme Court Desi wood to name

The original Digital philips is our of the "builde" group of Doughty's appointment will be effective October 1, more than

then den. Alias Shirem appointed thin to a vectory, the has been responsible to the court for handling mattern relating to the Briscor's Closed personal and political friends Wather, St. has served on the Supreme Court store 1864 when

UT School of Law, Walter aim attended Austin Chices at Sherman and hidds an ignorary derior of tares degree from the rades of civil proceedings atter. He is a native of Chrouse A Phi Bela Kappa graduota of the Otherstoy of Texas and the

> Water served to the atterney general's department under Agency V. Albred and practical civil have at Communicate Alexandr. HE STATIONY WHEN BOTH WOOD WAS IN.

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The st UT and the Committee of Pully of Southern Methodist lection. He was also a member of the Committee of Severity William's guille service fach Action 17 will be a me of Higher Squasten and the State Sar Juditel A ST THE

Wather said he has no definite plans beyond "a tel of gell and

University of Texas law setted. The served to the New Swing Despite is a graduate of Trace AMI University TOTO WAT II.

Uvalde, and just of South Texas, but of the entire plate and nation i-am confident he will bring great distinction to the MATERIAL PUBLIC OFTVOIS ... Brigade bermed him "an oble and disting An outstanding etters - art just of Maria and a

Total ! the powerse and Waller "HAS arrest the granule of all

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Ruel Cartile Walker

Ruel Carlile Walker, retired justice of the Supreme Court of Texas, died quietly at home, his family with him, on hisy 9, 1930. Born in 1910 in Cleburne, Texas, Walker was 68. He attended Austin College in Sherman, Texas, where he was a cheerlander and also, to get into the durantory kitchen, learned to pick a Yale lock. In 1930 of this he was named a Distinguished Aluminus and awarded an honorary doctorate in 1934 from the University of Texas at Austin in 1931 and an LL.B in 1934 from the University of Texas Law School. His class notes and course outlines were used by law students at the University of Texas for several generations after he graduated. That era ended when bean Hitheligand amnounced to his students that he was finally giving an exam that "even Ruel Walker's notes won't pass." At the university, Walker was a track manager, a member of Delta Kappa Epstion, Order of the Colf, Chancellors, and Priers. He was also editor in chief of the Texas Law Review.

After serving as a legal investigator for Attorney General James V. Altred, Walker returned to his hometown, Cleburne, to join his father's and uncle's law firm, Walker and Baker. In Cleburn he served as chairman of the Ceburne School Beard, chairman of the Beard of Stewards of the Pirst Methodist Church, and president of the Rotary Club, He also served as chairman of the country democratic party and as a member of the State Democratic Executive Committee. During World War II, Walker served in Weshington, D.C. as a second tieutenent in the U.S. Navy.

In 1864 Governor Allan Shivers appointed Walker to the Texas Supreme Court, Many of the opinious he wrote during this twenty-two years on the court, both for the majority and in dissent, are still given special weight by practicing lawyers. In Austhi Walker served on the Administrative Board of the University Mathodist Church, where he also continued his practice of teaching the adult men's Rible class. Beginning in 1865, he served as a member of the first Texas Commission on Higher Education, now the Texas Higher Education Coordinating Board.

Ruel Waller is survived by his wife, Virginia Senson Waller; his children, Virginia Carmichael of Montson, Sura Beth Pencock and her husband, Denter-Pencock of Houston, and Ruel Waller of San Francisco; and his grandchildren, Shannon Shewart of Austin and Washington, D.C., Laurence Sewyer of Shrewsbury, Massachusetta, Philip Pencock of Houston, and Walker Pencock of Houston, and Walker Pencock.

A memorial service for Ruel Walker will be hald at the University Presbyterian Church in Austin, at 2203 Sun Autonio Street, at 150 in the afternoon, Monday, May 21, 1500, and a burial garvice that evening at 600 at the Texas State Consetury, 500 Newsonia Street in Austin. The family suggests that, in place of flowers, denotions be made to a charity of choice or to the Ruel C. Walker Endowed Presidential Scholarship in Law, at the University of Texas Law School Fundamenton, PO Sus 140090, Austin, TX 78714.

The family expresses tonethis gratitask to devoted caregivers Brian Christissmen, Tony Lacivita, Jim Hardy, Jim Davis, Hi Sutton, Richard Magtines, Brian Burna, Jersey Worky and Sharnon Wood; to the medical doctors; and to the stuff of Lonester Hospice.

Arrangements by Wend-Corley-Pab Papered Hume, 3125 N. Lemer, 463-6811

Obituary of Judge Ruel C. Walker Austin <u>American-Statesman</u> May 11, 1998



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Virginia Sensom Walher May 1912 - July 2005

Virginia Sansum Walker departed what she called her helioted Planet Earth on July 3, 2005, at the age of 93. She grow up in Plainties. Texas, the first shilld bir, and birs, E.F. Sansum Virginia began college as an art major at the Collège of Industria. Aris, mor, Texas, Women'a University in Devitein. Texas, and fater attention where she printed Kappa Najigia Gamma surenty.

kajapa Gamma serverty.
Viejunia and Ruel C. Walker marrical in 1935, and masks their home in
Clebanne. Texas, where Ruel practoxal Tisw in the firm of Walker, &
Haller with his father. William Ruel
Walker, and his countin. William Ruel
Walker, and his countin. William Ruel
Galact in 1954, when Ruel was appointed to the Supreme Court of
fexas, the family minored to Ausstin.
Virginia was an active member for
orany years in "University United
Airchindist Chiarch and later in University Proshpaterian Church She also
lectinged to the Settlement Home,
the Scale Official Ladies Chish, the
Art Clish of Austift, and the P.E.O.
She participated in Meals on Wheels
and served as a dozent for the Hustonal served as a focus for the Hustonal served as a focus for the Hustonitytion Art Gallery and on the
heards of directors of community beganizations. Including the TWCA.
the Wesley Possodation, and Laguna
Clitela Art Museum

Vinginia and it was her goal to live juyfully and in hannony with all clod's cuestions, to the ghuy of Gual and the goal of her fellow man. In 1928 when the was stateen, she hegan designing her own Christmas cards to send to friends and family. Each year's design and mentage has reached linger and more people, who withe to telliber obserher cands mean to them and how they linek forward to receiving them each year. Last week the computed the message for this year's rand. Vinginia hund nature, and whenever was near, 'that's the most of the property of all ages and saw her death as continuing her journels, of capanding in sanction with all creation.

Her surviving family inchules her sisters. Many Early Williams of Pampa and Leas Fleening of Beyander Austin. Denter and Sara Beeh Peatists of Fleaston, and William Ruel Walher of Oaldand, Californish her grandchildren. Shamsun Ruewart of Austin, Joseph and Laurence Suvyer of Shrewsbury. Massachiastich. Philip and Julie Peacock of Housson, and Walher and Stacy Peacock of Som Diego, Californish her sueper and hildren. Margot Sucwart Camphell of Katy, Carbertine Sucwart Livistrick of Austin. and Wells Seewert of Eltis, North Carolinas her measy and the Holden Peacock. Ciths step-grandchildren. Shella and Allison Suvyer and Holden Peacock. Ciths step-grandchildren. her steems and Nan Blein Coop, Samonn and Janic Williams, Jim and Arme Martin, 18th and Ilaine Samonn and Janic Williams, Jim and Arme Martin, 18th and Ilaine Samonn and cleven grand-nicces and grand-nepheas.

The memorial service will be at 2:30 p.m., on Thursday, July 7, as University Presbytestan Church in Austin at 2200 San Antonio St., followed by a party in the church's Pellowedlip Hall. The graveside service will take place at the Texas State Cemeery at 7th and Navanna Streets, at 10:00 am, the same day

if you wish to remember Virginia with a gift, in place of flowers the would like for you to consider a gift to the Raid Walher Endowed Scholarship at the University of Texas Law School, the University Presbyterian Church, or the charity of your choire in her memory.

Obituary of Virginia Walker Austin <u>American-Statesman</u> July 5, 2005

Building permit to Ruel Walker for the construction of the house (1959)

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Water service permit to Ruel C. Walker (1956)

NOTE: The Walkers purchased the property in 1956, but did not build the house until

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Sewer service permit to Ruel C. Walker (1959)

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The state of the s	Plat No Date 7 9 70
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If this site is not a legally subdivided ton you must connect the Heretopment Assistation Description of Work New Residence PAGA The Page 1 Section 1 Secti	Remodel (specify) NEW Floors, Paint ROOF STATE, AND FRAME Modition (specify) Other (specify) Iding 14 R. # of floors
Does this site have a Board of Adjustment ruling? Yes No If yes, attach the B Will this development require a cut and fill in excess of 4 feet? Yes No Does this site front a paved street? Yes No A paved alley? Yes N	
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CERTIFICATE Name By DV 1 (010) No. 10	Telephone
OF OCCUPANCY Address	Telephone ZIP
If you would like to be notified when your application is approved, please telephonee-mail:	
You may check the status of this application at www.ci.austi	n.pr.us/gevelopment/pierivr.htm

Permit for repairs to the house (2004)

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halo.	Ma	III CONTRACTOR OF THE PARTY OF	BP Number DF 04 - 45 D JA Building Permit Nu. 04004033
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١٠.		djustment ruling?Yes _No If yes, attach	A-BA L
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